

IN RE:      Petition of the Office of Regulatory Staff to  
                Revoke Certificates of Public Convenience and  
                Necessity of Certain Motor Carriers For Failure to  
                Maintain and File Evidence of Insurance

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PETITION FOR RULE TO  
SHOW CAUSE

3. That the companies listed in Exhibit A are subject to the jurisdiction of this Commission pursuant to S.C. Code Ann. §58-23-1010 et seq. (Supp. 2011); further, that these companies have submitted themselves to the jurisdiction of the Commission by their holding a Certificate of Public

Convenience and Necessity (“CPCN”) as indicated in Exhibit A. See Exhibit A, List of Companies Failing to File Required Documents.

4. That the Companies listed in Exhibit A, upon receiving their CPCN, were found to be fit, willing and able to operate as a motor carrier by the Commission; that such authority found the companies were “familiar with all statutes and regulations, including safety regulations, governing for-hire motor carrier operations in South Carolina” and that they “agree to operate in compliance with these statutes and regulations” [26 S.C. Code Regs. 103-133(4)(a) (Supp. 2011)]; further, that the companies were “aware of the Commission's insurance requirements and the costs associated therewith” [26 S.C. Code Regs. 103-133(4)(b) (Supp. 2011)].

5. That the Commission requires motor carrier applicants to procure and file with the Commission proper proof of insurance and that the insurance “must be kept in full force and effect and failure to do so is cause for the revocation of the certificate.” S.C. Code Ann. §58-23-910 (Supp. 2011).

6. That the Companies listed in Exhibit A have failed to file proof of insurance as required by S.C. Code Ann. §58-23-910 (Supp. 2011) and 26 S.C. Code Regs. 103-171 and/or 103-174 (Supp. 2011). See Exhibit B, Affidavit of Carole Chauvin.

7. That ORS notified the companies listed in Exhibit A, through certified mail, return receipt requested, of their failure to file the required documents providing evidence of insurance; that despite this notification, the listed companies have continued to fail to comply with the requirements of providing evidence of insurance.

8. That “either a failure to file evidence of insurance or surety bond or failure to keep all insurance or bonds in full force and effect shall be just cause for the Commission, without further evidence or hearing, to suspend its order granting authority or to suspend the certificate or any license issued to the motor carrier.” 26 S.C. Code Regs. 103-175 (Supp. 2011); further, that the insurance “must be kept in full force and effect and failure to do so is cause for the revocation of the certificate.” S.C. Code Ann. §58-23-910 (Supp. 2011).

9. That “the Commission may at any time, after notice and opportunity to be heard, suspend, revoke, alter, or amend any certificate, if it shall be made to appear that the holder has willfully violated or refused to observe orders, rules, or regulations prescribed by the Commission, provisions of the Motor Vehicle Carrier Law, or any other law of this State regulating motor carriers for hire and applicable to the holder of such certificate, or, if, in the opinion of the Commission, the motor carrier holding a Certificate of Public Convenience and Necessity is not furnishing adequate service or it is no longer compatible with the public interest to continue said certificate in force, or, if in the opinion of the Commission, the motor carrier holding a Certificate of FWA is no longer furnishing adequate service, or said carrier no longer meets the fit, willing, and able criteria...” 26 S.C. Code Regs. 103-240 (Supp. 2011).

10. That “the Commission may, after a hearing, order the suspension, revocation, alteration, or amendment of any certificate issued pursuant to Articles 1 through 11 of this chapter, if it is proved that the holder of the certificate willfully made any misrepresentation of a material fact in obtaining his certificate or willfully violated or refused to observe the laws of this State touching motor vehicle carriers or willfully violated any of the terms of his certificate or of the Commission's proper orders, rules or regulations.” S.C. Code Ann. §58-23-320 (Supp. 2011).

11. That the information listed in Exhibit A is the mailing address for each carrier on file with the Commission and ORS and the information listed in Exhibit A was provided by each carrier listed in Exhibit A. See Exhibit A, List of Companies Failing to File Required Documents. See also Exhibit B, Affidavit of Carole Chauvin.

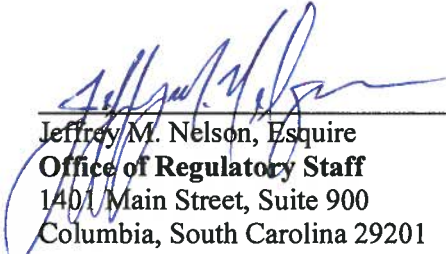
**WHEREFORE**, the ORS staff prays that the Honorable Commission:

1. Issue an order requiring the carriers listed in Exhibit A to appear before the Commission and show cause why their CPCN should not be revoked by this Commission pursuant to 26 S.C. Code Regs. 103-240 (Supp. 2011);

2. Schedule and conduct a formal administrative hearing as soon as practicable to address disputed issues of fact and law regarding the Certificates which the ORS seeks to have revoked by the Commission in this action pursuant to 26 S.C. Code Regs. 103-175 and 103-240 (Supp. 2011) and S.C. Code Ann. §58-23-320 (Supp. 2011).

3. Following the formal administrative hearing, immediately rule to revoke the Certificates of those motor carriers listed in Exhibit A in accordance with the authority provided the Commission under S.C. Code Ann. §58-23-320 (Supp. 2011) and thereafter immediately enter a final Order.

4. For other appropriate action which the Commission may deem necessary.



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August 17, 2012  
Columbia, South Carolina

**EXHIBIT A**  
**Carriers Out of Compliance**  
**No Proof of Insurance**

No.	Docket #	Class	Type of Cert	Name	DBA	Address	City	State	Zip
1	2006-345-T	C	Taxi	Alfred H. Chapman and Linda A. Chapman	<b>A &amp; L Transportation Service</b>	8320 Albert St	North Charleston	SC	29418
2	2007-97-T	E	HHG	<b>Act of Class Relocation, Inc.</b>		5003 Smith Farm Rd	Matthews	NC	28104
3	2011-370-T	C	Taxi	LaKeya Jones and Kerey Green	<b>Blue Moon Transportation</b>	4154-B Davidson Rd	Ravenel	SC	29470
4	2011-123-T	C	Taxi	Cash Cab, LLC		PO Box 3388	Myrtle Beach	SC	29578
5	2008-432-T	C	Taxi	<b>Shamel Elsayed</b>		2707 W Ridgecrest Cir	Florence	SC	29501
6	2002-71-T	C	Charter Bus	<b>Fidells Coach, LLC</b>		3009 Magnolia St	Beaufort	SC	29906
7	2006-29-T	C	Charter Bus	<b>5 Star Transportation, LLC</b>		1053 Mandella Rd	Bonneau	SC	29431
8	2008-443-T	C	Charter	Rose Bankston	<b>G &amp; B Limo Service</b>	4509 Ventura Dr	North Charleston	SC	29405
9	2001-285-T	C	Charter		<b>Godwin's Transportation</b>	PO Box 871	Lake City	SC	29560
10	2011-455-T	C	Taxi	Kenneth Pringle & Freddrick Stroud	<b>Pringle Transportation</b>	45 Poinsett St	Charleston	SC	29403
11	2006-287-T	C	Charter Bus	<b>Palmetto Limousine Co., LLC</b>		200 River Landing Dr Unit H-107	Daniel Island	SC	29492
12	2011-97-T	C	Taxi	Jafari H. Callahan	<b>Pelion Cab Company</b>	1003 Main St	Pelion	SC	29123
13	2011-407-T	C	Non Emergency	RS Investments of Florence, LLC	<b>RS Transport</b>	PO Box 369	Lynchburg	SC	29080
14	2007-399-T	C	Charter	<b>Rose Limousine Service, LLC</b>		105-B Moultrie St	Charleston	SC	29403
15	1999-449-T	C	Taxi	<b>Willie N. Rembert, Sr.</b>		947 Unity Ct	Sumter	SC	29153
16	2005-396-T	C	Taxi	Kenneth L. Boatwright, Sr.	<b>Red Top Cab Services</b>	716 S Warren St	Timmonsville	SC	29161
17	2011-133-T	C	Charter	Rudolph Scott	<b>R-N-S Courier Service</b>	218 Sammie Rd	Eastover	SC	29044
18	2011-215-T	C	Taxi	<b>Ricky L. Simmons</b>		409 B Royal St	Florence	SC	29506
19	2008-370-T	C	Non Emergency	<b>Starcare Transport, LLC</b>		4114 Tiffany Dr	Florence	SC	29501
20	2010-109-T	C	Charter	<b>Star Transportation, LLC</b>		3620 Pelham Rd Ste 162	Greenville	SC	29615
21	2006-81-T	C	Charter Bus	Strobe Corporation	<b>Special Occasions Charter &amp; Tours</b>	14 Oakbrook Rd	Fletcher	NC	28732
22	2001-115-T	C	Taxi	Ricardo Bello	<b>Unidos Transportation</b>	105 Corley St	Saluda	SC	29138
23	2011-142-T	C	Taxi	<b>Angelyn P. Wilson</b>		2341 Kent Ave	North Charleston	SC	29405
24	2008-100-T	C	Non Emergency	<b>Wilson Medical Transport, LLC</b>		PO Box 414	Scranton	SC	29591
25	2009-305-T	C	Taxi	<b>David Lee Williams</b>		7788 Oakville Rd	Hollywood	SC	29449

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION**  
**OF SOUTH CAROLINA**

**DOCKET NO. \_\_\_\_\_**

**August 13, 2012**

IN RE: Petition of the Office of Regulatory    )  
      Staff to Revoke Certificates of            )    AFFIDAVIT OF  
      Public Convenience and                    )    Carole Chauvin  
      Necessity of Certain Motor Carriers    )

The Affiant, after having been first duly sworn, deposes and states as follows:

- 1) My name is Carole Chauvin and I am employed by the Office of Regulatory Staff ("ORS") as a Program Specialist for the Transportation Department.
- 2) My office is located at 1401 Main Street, Suite 900, Columbia, South Carolina, 29201.
- 3) My duties and responsibilities as a Program Specialist for ORS include serving as custodian of records for business filings associated with motor vehicle carriers subject to the jurisdiction of the Public Service Commission ("PSC").
- 4) It is the regular business practice of ORS to maintain certain business records required to be filed by motor vehicle carriers that are subject to the jurisdiction of the PSC.
- 5) As a result of my duties and responsibilities, I have knowledge of the manner in which the books and records are kept and of any books or records which are not complete or which are not on file with ORS.
- 6) On August 13, 2012, I examined the business records on file with ORS.
- 7) As a result of that examination, I attest that the proof of insurance as required by 26 S.C. Code Regs 103-171 and/or 103-174 has not been filed with ORS by the following carriers as of August 13, 2012: (See attached list)

AND FURTHER THE AFFIANT SAYETH NOT.

Carole Chauvin

Carole Chauvin  
Program Specialist, Transportation Department  
Office of Regulatory Staff  
1401 Main Street, Suite 900  
Columbia, S.C. 29201

Sworn and subscribed before me  
this 13<sup>th</sup> day of August, 20 12

[Signature]  
Notary Public for South Carolina

My Commission Expires: 2/18/20